



PATENT
Attorney Docket No.: 17682A-007310US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Eugeny A. Lukhtanov

Application No.: 10/026,374

Filed: December 21, 2001

For: COMPOUNDS AND METHODS
FOR FLUORESCENT LABELING

Customer No.: 20350

Confirmation No. 8027

Examiner: Dentz, Bernard I.

Technology Center/Art Unit: 1625

RESPONSE TO RESTRICTION
REQUIREMENT

Mail Stop: Amendments
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement mailed July 12, 2004, Applicants elect Group II. The Examiner has identified Group II as claims 2 and 5-9. Applicants respectfully submit that Group II, drawn to methods of preparing fluorescent dye-labeled phosphoramidite reagents from lactone derivatives should also include claims 3 and 4 (dependent on claim 2). Applicants request joinder of claims 3 and 4 with Group II. Applicants' election is made with traverse, believing that a complete search of at least Groups I and II would not place undue burden on the Patent Office.

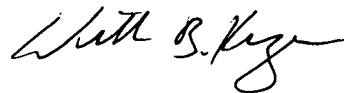
Applicants further designate the first compound provided on page 50, in response to the Examiner's request for an election of species.

Appln No. 10/026,374
Response to Restriction Requirement dated August 12, 2004
Office communication of July 12, 2004

CONCLUSION

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for substantive review on their merits. If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 925-472-5015.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "William B. Kezer", written in a cursive style.

William B. Kezer
Reg. No. 37,369

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, California 94111-3834
Tel: 925-472-5000 / Fax: 415-576-0300
WBK:jkh